

Nominations being next in order for engrossing clerk, Senator Shannon nominated Asa M. Belvin, of Weatherford.

On the first ballot M. Belvin received twenty-four votes, was declared duly elected, came forward and took the oath of office.

Nominations being in order for door-keeper, Senator Swain placed in nomination Colonel William Fitzhugh of Collin county.

On the first ballot Mr. Fitzhugh received twenty-one votes, was declared duly elected, came forward and was qualified as such.

Nominations for chaplain being in order. Senator Shannon nominated Rev. F. C. Wilkes, Senator Homan nominated Rev. W. E. Hall, and Senator Terrell nominated Rev. Dr. R. K. Smoot.

On the first ballot Mr. Smoot received eleven votes, Mr. Hall received seven votes, and Mr. Wilkes received six votes. No one having received a majority of all the votes cast, another ballot was ordered.

The second ballot resulted as follows: Mr. Wilkes twelve votes. Mr. Smoot ten votes, and Mr. Hall two votes.

No one having received a majority of all the votes cast, another ballot was ordered.

Senator Homan withdrew the name of Rev. Mr. Hall.

The third ballot was then taken and resulted as follows: Mr. Wilkes fourteen votes, and Mr. Smoot ten votes.

Mr. Wilkes having received a majority of all the votes cast, was declared elected chaplain of the Senate.

Capt. Robert Josselyn, of Austin, was appointed postmaster of the Senate by the Lieutenant-Governor.

Senator Lane offered the following resolution, which was adopted:

Resolved, That there shall be two judiciary committees of the Senate, styled as now, Judiciary Committee No. 1, and Judiciary Committee No. 2; and in order to prevent confusion, Judiciary Committee No. 1 shall consider all bills in reference to the civil statutes, and Judiciary Committee No. 2 shall consider bills relating to the criminal statutes.

Senator Lair offered the following resolution

Resolved, That the Senators holding over retain the seats occupied by them respectively during the last session, and that those newly elected occupy the seats of their predecessors, so far as the same are agreeable to them. Adopted.

Senator Swain offered the following resolution:

Resolved, That the rules adopted by the Sixteenth Legislature shall govern the Senate until otherwise ordered. Adopted.

The following named porters were appointed, viz: Milton Wallis, C. Hart, Thornton Alexander and Leo Blocker.

On motion of Senator Gooch, the Senate adjourned until to-morrow at 10 o'clock A. M.

SECOND DAY.

SENATE CHAMBER,
AUSTIN, January 12, 1881. }

The Senate met at 10 A. M., Lieutenant-Governor Sayers presiding.

Prayer by the Chaplain.

Roll called—quorum present.

On motion of Senator Shannon, Senator W. M. Burton, of the Seventeenth Senatorial District, came forward, and the oath of office was administered to him by the President.

On motion of Senator Duncan, the reading of the journal was dispensed with, and the same adopted.

The President announced the following standing committees for the present session, viz:

Judiciary No. 1—Terrell, chairman, Buchanan of Wood, Davenport, Duncan, Lane, Shannon, Swain, Tilson, Lightfoot, Powers, Stubbs, Harris and Hightower.

Judiciary No. 2—Stewart, chairman, Gooch, Houston, Homan, Patton,

Burges, Buchanan of Grimes, Wynne, Rainey, Cooper, Weathered and Henderson.

Constitutional Amendments—Houston, chairman, Stewart, Terrell, Buchanan of Wood, Davenport, Duncan, Gooch, Lane, Patton, Shannon, Tilson, Homan, Lightfoot, Rainey, Wynne, Stubbs, Burges, Martin of Navarro, Henderson, Hightower and Harris.

Educational Affairs—Buchanan of Wood, chairman, Patton, Martin of Navarro, Terrell, Tilson, Martin of Cooke, Houston, Stewart, Stubbs, Burges, Ross and Gooch.

Internal Improvements—Shannon, chairman, Davenport, Gooch, Cooper, Lane, Martin of Navarro, Ross, Stewart, Houston, Swain, Powers, Moore, Terrell and Burges.

Finance—Lane, chairman, Terrell, Stewart, Martin of Navarro, Homan, Moore, Ross, Lair, Martin of Cooke, Stubbs and Tilson.

Private Land Claims—Tilson, chairman, Lair, Cooper, Weathered, Buchanan of Grimes and Duncan.

Penitentiaries—Swain, chairman, Duncan, Patton, Ross, Gooch, Buchanan of Grimes, Wynne, Lair, Burges and Moore.

Statistics of Industries, Public Health, and History of Texas—Lair, chairman, Duncan, Stewart, Stubbs, Powers, Tilson, Cooper and Weathered.

Military Affairs—Ross, chairman, Duncan, Shannon, Lane, Stubbs, Weathered and Swain.

Public Lands—Martin of Cooke, Davenport, Cooper, Houston, Harris, Stewart, Terrell, Rainey and Powers.

State Affairs—Patton, chairman, Gooch, Lightfoot, Hightower, Houston, Moore, Ross, Harris, Stewart and Henderson.

Commerce and Manufactures—Stubbs, chairman, Houston, Martin of Navarro, Stewart, Hightower, Henderson, Powers, Swain and Tilson.

Public Roads, Bridges and Ferries—Martin of Navarro, Buchanan, Moore, Lair, Hightower and Burton.

Public Claims and Accounts—Powers, chairman, Cooper, Weathered, Homan, Wynne, Hightower, Stewart and Martin of Navarro.

Contingent Expenses—Duncan, chairman, Wynne, Ross, Lair, Henderson and Burton.

General Land Office—Hightower, chairman, Lane, Gooch, Swain, Burges, Shannon and Homan.

Federal Relations—Lightfoot, chairman, Wynne, Duncan, Stubbs, Powers, Martin of Cooke, Weathered and Buchanan of Wood.

Counties and County Boundaries—Rainey, chairman, Burges, Shannon, Swain, Davenport, Powers, Burton and Buchanan of Grimes.

Public Debt—Gooch, chairman, Duncan, Cooper, Homan, Lane, Buchanan of Wood, Harris, Terrell and Lightfoot.

Public Printing—Martin of Cooke, chairman, Davenport, Homan, Rainey, Henderson and Terrell.

Frontier Protection—Davenport, chairman, Powers, Shannon, Burges, Lane and Houston.

State Asylums—Henderson, chairman, Patton, Terrell, Buchanan of Wood, Martin of Navarro, Lair, Buchanan of Grimes and Martin of Cooke.

Stock and Stock Raising—Moore, chairman, Davenport, Lane, Martin of Navarro, Powers, Shannon, Ross and Patton.

Agricultural Affairs—Martin of Navarro, chairman, Moore, Ross, Hightower, Lair, Harris and Burton.

Retrenchment and Reform—Burges, chairman, Lane, Moore, Rainey, Lightfoot, Lair, Buchanan of Grimes, Patton and Harris.

Treasurer's and Comptroller's Departments—Harris, chairman, Gooch, Moore, Martin of Cooke, Stewart, Lightfoot and Swain.

Privileges and Elections—Wynne, chairman, Harris, Lightfoot, Buchanan, Cooper, Hightower and Shannon.

Public Buildings and Grounds—Terrell, chairman, Cooper, Rainey, Houston, Henderson and Moore.

Revision of Rules—Homan, chairman, Houston, Gooch, Harris, Lightfoot and Martin of Cooke.

Insurance, Statistics and History of Texas—Buchanan of Grimes, chairman, Houston, Terrell, Henderson, Rainey, Homan and Gooch.

Judicial Districts—Weathered, chairman, Buchanan of Grimes, Davenport, Shannon, Swain, Wynne and Burton.

Engrossed Bills—Buchanan of Grimes, chairman, Patton, Duncan, Rainey and Stubbs.

Enrolled Bills—Cooper, chairman, Davenport, Homan, Ross and Tilson.

On motion of Senator Lair one hundred and fifty copies of the above list of committees were ordered printed.

Senator Davenport presented a petition from citizens of Taylor county, asking that the county court be restored to that county. Referred to Judiciary Committee No. 1.

Senator Buchanan offered the following resolution, which was adopted:

Resolved, That the Senate now proceed to complete its organization by the election of a President *pro tem.* of the Senate.

Thereupon, Senator Martin of Navarro, nominated Senator Gooch, and Senator Burges nominated Senator Houston.

Senators Ross, Duncan and Rainey were appointed tellers.

On the first ballot Senator Gooch received nineteen votes, and Senator Houston received ten votes; whereupon Senator Gooch was declared by the President duly elected President *pro tem.* of the Senate.

Senators Houston and Rainey were appointed a committee to escort the President *pro tem.* to the chair, after the performance of which duty the President *pro tem.* elect delivered a short address, thanking the Senators for the honor conferred upon him.

Senator Shannon introduced a bill entitled "An act to amend article 3704 of the Revised Statutes of Texas." Referred to the Committee on Educational Affairs.

Senator Martin of Cooke offered the following preamble and resolution:

WHEREAS, The location of a branch office of the Western Union Telegraph Company in some portion of the Capitol building will be a convenience to members during the Legislature; and,

WHEREAS, Said company is prepared to extend their line from their office in town to the Capitol building as soon as space enough in said building is granted for office room; therefore,

Resolved by the Senate, the House of Representatives concurring, That sufficient space, say six by eight feet, be allowed the Western Union Telegraph Company for the establishment of a branch office in some comfortable part of the Capitol building, said privilege to expire with this session of the Legislature.

Referred to Committee on Public Buildings and Grounds.

Senator Swain offered a resolution, that the engrossing, enrolling and calendar clerks be required to act as committee clerks until this body shall have created other work, and until otherwise ordered by the Senate. Lost.

(The President in the chair.)

Senator Tilson offered a resolution, that the sergeant-at-arms of the Senate, be required to contract for all necessary postage stamps and wrappers for the use of the Senate. Adopted.

Senator Buchanan of Wood, introduced a bill entitled. "An act to amend chapter 116 of the General Laws of 1879, entitled, an act to define in what civil cases depositions of witnesses may be taken." Referred to Judiciary Committee No. 1.

Senator Shannon offered a resolution instructing the sergeant-at-arms to purchase desks, chairs, and such other furniture as may be needed by the enrolling, engrossing and calendar clerks. Adopted.

On motion of Senator Houston, a committee consisting of Senators Houston, Swain and Henderson, was appointed to wait upon His Excellency the Governor, and inform him that the Senate was fully organized and ready to receive any communication he might be pleased to make.

On motion of Senator Homan, a committee, consisting of Senators Homan and Stubbs, was appointed to inform the honorable House of Representatives that the Senate was fully organized.

The last named committee soon after reported that the duty was performed.

The committee to wait on His Excellency the Governor, also reported their duty performed.

On motion of Senator Houston, the Senate adjourned until to-morrow at 10 A. M.

THIRD DAY.

SENATE CHAMBER,
AUSTIN, January 13, 1881. }

The Senate met pursuant to adjournment.

Roll called—quorum present.

Prayer by the Chaplain.

On motion of Senator Homan, the reading of the journal was dispensed with, and the same adopted.

Senator Burton offered the following resolution:

Resolved That the pages and porters of the Senate each receive \$2.50 per day, during their time of service.

Adopted.

Senator Harris introduced a bill entitled "An act to amend article 314, of the Penal Code." Referred to Judiciary Committee No. 2.

Senator Swain offered the following resolution:

Resolved, That a committee of three be appointed by the President of the Senate, to act with a like committee of the House, for the purpose of perfecting arrangements for counting the votes for Governor and Lieutenant-Governor, and for making all necessary arrangements for the inauguration of those officers.

Adopted.

The President appointed on the above committee, Senators Martin of Cooke, Houston and Rainey.

Senator Martin of Cooke, introduced a bill entitled "An act to repeal Article 451, chapter 6, of title 17, of 'an act to adopt and establish the Revised Civil Statutes of the State of Texas.'" Read by caption and referred to Judiciary Committee No. 1.

Senator Buchanan of Wood, introduced a bill entitled "An act to give orders of sale foreclosing liens upon real estate the force and effect of writs of restitution." Read and referred to Judiciary Committee No. 1.

Senator Homan offered the following resolution:

Resolved, That the Committee on Public Printing be authorized to contract for the printing of five hundred copies daily of the journal of the Senate, in quarto form for distribution; and five hundred copies daily be reserved for binding; and that each Senator be allowed to subscribe for not more than thirty copies of such daily papers as he may select containing a synopsis of the proceedings of the Senate, at a cost not to exceed three cents per copy.

Referred to Committee on Public Printing.

Senator Rainey, for the Committee on Public Buildings and Grounds, submitted the following report:

COMMITTEE ROOM,
AUSTIN, January 13, 1881.

Hon. J. D. Sayers, President of the Senate:

Your Committee on Public Buildings and Grounds, to whom was referred joint resolution "that sufficient space, say six or eight feet, be allowed the Western Union Telegraph Company for the establishment of a branch office in some comfortable part of the Capitol building, said privilege to expire with this session of the Legislature," beg leave to report that they have considered the same and recommend its passage with the following amendment:

The character of the privilege to be conferred by this resolution is such that there is an imperative necessity that the constitutional rule requiring it to be read on three several days be suspended, and creates an emergency requiring that it take effect from and after its passage, and it is so enacted.

RAINEY, for Committee.

Resolution read first time.

On motion of Senator Martin of Cooke, the rules were suspended by four-fifths vote, and the resolution put upon its second reading.

YEAS—19		
Buchanan of Grimes	Gooch,	Martin of Navarro,
Buchanan of Wood,	Harris,	Moore,
Burges,	Lair,	Patton,
Cooper,	Lane,	Ross,
Davenport,	Lightfoot,	Stubbs,
Duncan,	Martin of Cooke,	Swain,
		Weatherred.

NAYS—none.

NOT NOTING—0.		
Burton,	Shannon,	Tilson,
Rainey,	Terrell,	Wynno.

Resolution read second time and ordered engrossed.

The rules were further suspended by the following vote, and the resolution put upon its third reading, viz:

YEAS—23.		
Buchanan of Grimes	Henderson,	Martin of Navarro,
Buchanan of Wood,	Hightower,	Moore,
Burges,	Homan,	Patton,
Cooper,	Houston,	Ross,
Davenport,	Lair,	Stubbs,
Duncan,	Lane,	Swain,
Gooch,	Lightfoot,	Weatherred.
Harris,	Martin of Cooke,	